

**ARIZONA JUDICIAL COUNCIL'S  
LIMITED JURISDICTION COURTS COMMITTEE**

**Arizona State Courts Building  
Telephonic Meeting (602) 542-9012  
Phoenix, AZ 85007**

**October 29, 2002**

**Members Attending:**

Honorable R. Michael Traynor, Chair  
Honorable George Anagnost  
Honorable Linda Hale  
Honorable Michael Lester

**Absent Members:**

Ms. Kathy Barrett (excused)	Honorable John Lamb
Ms Faye Coakley	Mr. Frank Maiocco
Honorable Judy Ferguson	Honorable Ronald O. McDaniel
Honorable Sherry Geisler	Honorable G.M. Osterfeld
Ms. Joan Harphant (excused)	Mr. Dale Poage
Mr. Theodore Jarvi	Honorable Antonio Riojas, Jr.
Ms. Pam Jones	Honorable Mary Scott
Honorable John Kennedy (excused)	Mr. Paul Thomas (excused)

**Guests:**

None

**Staff:**

Ms. Debby Finkel, substituting for Ms. Lori Johnson

**REGULAR BUSINESS**

**1. Call to Order**

Judge R. Michael Traynor called the meeting to order at 12:05 p.m. He explained the reason for the special meeting was to determine whether to respond to the petition to amend Rule 17.2 because the December meeting was too late to respond before the end of the November 4<sup>th</sup> comment period. Ms. Eleanor Eisenberg presented Rule 17.2 to the Executive Committee at the October 22<sup>nd</sup> meeting.

A quorum consists of a simple majority which for LJC is 11 members. Only four members called in. A quorum does not exist and no action can be taken.

Judge Michael Lester stated that Ms. Eleanor Eisenberg, author of Rule 17.2, did not seem to be opposed to more general language that would cover a larger population impacted by potential collateral consequences. Judge Traynor has concern about judges having to specifically warn individuals of all potential collateral consequences because those consequences may not be known by the judge. There are four basic responses. One of those responses seems to have been copied by several people.

Judge Lester mentioned the scenario of a teacher charged with shoplifting. Would that person need to know all about potential consequences? That teacher's job could be in jeopardy.

Judge George Anagnost offered that he drafted a response which follows along the lines of the discussion. He is willing to submit it as an individual. Judge Lester stated that he believes this Rule needs more study concerning impact on the courts, procedurally as well as equal protection issues and is willing to file a response on his own.

Since no quorum existed, no formal action was able to take place.

Conference call ended at 12:20 p.m.

Respectfully submitted,

Ms. Debby Finkel for Ms. Lori Johnson  
Staff to the Limited Jurisdiction Courts Committee